IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

WRIT PETITION NO.3494 OF 2006

Sou.Parvatabai Mahadu Gave ..Petitioner.

V/s.

Mahadu Raoji Bhoye & Ors. ..Respondents.

Mr.Kishor Patil for petitioner.

Mr.P.N.Joshi for respondents.

CORAM : R.M.SAVANT, J.

DATED : 6TH JUNE, 2007.

P.C. :-

This petition impugns the order dated 22/2/2006 passed in Civil Misc. Application No. 214/2003 by the Vth Ad-hoc Additional District Judge, Nashik. The said application was for review of order passed in Civil Appeal No.68/2002 dated 20th June, 2003. The review application has been rejected on the ground that the facts which are now sought to be placed on record were not part of the pleadings in the trial Court. In fact the petitioner herein has not even filed the W.S. and the trial Court, therefore, has adversely commented against the petitioner. In that view of the matter, no case for interference under Article 227 of the Constitution of India is made out.

Petition is accordingly dismissed.

(R.M.SAVANT, J.)